

FIRST REGULAR SESSION

# SENATE BILL NO. 710

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

Read 1st time March 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

2591S.011

## AN ACT

To repeal sections 115.203, 115.233, 115.241, 115.409, and 115.479, RSMo, and to enact in lieu thereof four new sections relating to elections.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 115.203, 115.233, 115.241, 115.409, and 115.479, RSMo, are repealed and four new sections enacted in lieu thereof, to be known as sections 115.203, 115.233, 115.409, and 115.479, to read as follows:

115.203. 1. No person shall pay or otherwise compensate any other person for registering voters based on the number of:

- (1) Voters registered by the other person;
- (2) Voter registration applications collected by the other person; or
- (3) Voter registration applications submitted to election officials by the other person.

**A violation of this subsection is a class four election offense.**

2. No person shall receive or accept payment or any other compensation from any other person for registering voters based on the number of:

- (1) Voters registered by the person receiving or accepting payment or other compensation;
- (2) Voter registration applications collected by the person receiving or accepting payment or other compensation;
- (3) Voter registration applications submitted to election officials by the person receiving or accepting payment or other compensation.

**A violation of this subsection is a class four election offense.**

3. No person who agrees or offers to submit a voter registration application for another person shall knowingly destroy, deface, or conceal such

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19 voter registration application. **Each and every violation of this subsection**  
20 **is a class two election offense.**

21 4. Any person who accepts or receives a voter registration application  
22 from another person and agrees or offers to submit such application to [the] any  
23 election authority for the registrant shall **print his or her full name, date of**  
24 **birth, and last four digits of his or her social security number on the**  
25 **back of the application and** deliver the application to the election authority  
26 within seven days of accepting or receiving the application. **If the person**  
27 **accepting or receiving the voter registration application was working**  
28 **on behalf of or for any organization while accepting or receiving said**  
29 **application, he or she shall print the full name of the organization on**  
30 **the back of the application. Each and every violation of this subsection**  
31 **is a class three election offense.**

32 [5. A violation of this section is a class four election offense.]

115.233. Within [fourteen days] **eight weeks** prior to an election at  
2 which an electronic voting system is to be used, the election authority shall have  
3 **all of** the automatic tabulating equipment, **including but not limited to both**  
4 **the voting machines as well as any memory cards, privately** tested to  
5 ascertain that the equipment is in compliance with the law and that it will  
6 correctly count the votes cast for all offices and on all questions. **Any member**  
7 **of the public may provide notice to the election authority that they**  
8 **wish to be present for all or part of the private testing. The election**  
9 **authority shall accommodate said members of the public as much as**  
10 **practicable. In addition, within fourteen days prior to an election at**  
11 **which an electronic voting system is to be used, the election authority**  
12 **shall have no less than ten percent of the automatic tabulating**  
13 **equipment, including but not limited to, both the voting machines as**  
14 **well as the concomitant memory cards, publicly tested to ascertain that**  
15 **the equipment is in compliance with the law and that it will correctly**  
16 **count the votes cast for all offices and on all questions.** At least  
17 forty-eight hours prior to the test, notice of the time and place of the test shall be  
18 mailed to each independent and new party candidate and the chairman of the  
19 county committee of each established political party named on the ballot. The  
20 test shall be observed by at least two persons designated by the election  
21 authority, one from each major political party, and shall be open to  
22 representatives of the political parties, candidates, the news media and the

23 public. The test shall be conducted by processing a preaudited group of ballots.  
24 If any error is detected, the cause shall be ascertained and corrected, and an  
25 errorless count shall be made before the tabulating equipment is approved.

115.409. Except election authority personnel, election judges, **technical**  
2 **specialists employed by the election authority, registration specialists**  
3 **employed by the election authority,** watchers and challengers appointed  
4 pursuant to section 115.105 or 115.107, law enforcement officials at the request  
5 of election officials or in the line of duty, minor children under the age of eighteen  
6 accompanying an adult who is in the process of voting, international observers  
7 who have registered as such with the election authority, persons designated by  
8 the election authority to administer a simulated youth election for persons  
9 ineligible to vote because of their age, members of the news media who present  
10 identification satisfactory to the election judges and who are present only for the  
11 purpose of bona fide news coverage except as provided in subdivision (18) of  
12 section 115.637, provided that such coverage does not disclose how any voter cast  
13 the voter's ballot on any question or candidate or in the case of a primary election  
14 on which party ballot they voted or does not interfere with the general conduct  
15 of the election as determined by the election judges or election authority, and  
16 registered voters who are eligible to vote at the polling place, no person shall be  
17 admitted to a polling place. **Any individual inside a polling place who is**  
18 **not legally permitted to be present in said polling place is guilty of a**  
19 **class four election offense, punishable as prescribed in section 115.633.**

115.479. In each jurisdiction using an electronic voting system, the  
2 election authority shall, after the count has been completed and the results  
3 received, have the **voting machines that are a part of the** automatic  
4 tabulating equipment tested to ascertain that the equipment has correctly  
5 counted the votes for all offices and on all questions. **This test may be done**  
6 **by testing the diagnostics and calibration on each voting machine used**  
7 **during the election. The memory cards upon which the election results**  
8 **are stored shall not be tested if such test would necessarily require**  
9 **erasure of said results.** The test shall be [observed] **jointly supervised by**  
10 at least two persons designated by the election authority, one from each major  
11 political party, and shall be open to the public. [The test shall be conducted by  
12 processing the same preaudited group of ballot cards used in the preelection test  
13 provided for in section 115.233.] If any error is detected **in the diagnostics and**  
14 **calibration testing,** the cause shall be ascertained and corrected[, and an

15 errorless count shall be made] before the final results are announced. After the  
16 completion of [an errorless count] **the diagnostics and calibration testing**,  
17 the programs and the ballot cards shall be sealed, retained and disposed of as  
18 provided for paper ballots.

2 [115.241. Each party emblem shall be printed on the ballot  
above the party caption.]

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Bill

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